

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
Joseph F. Bringley et al.

**ARTICLE FOR INHIBITING
MICROBIAL GROWTH**

U.S. Serial No. 10/823,453

Filed: 13 April 2004

Group Art Unit: 1724
Examiner: Peter A. Hruskoci
Confirmation No.: 6123

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**SECOND SUPPLEMENTAL INFORMATION DISCLOSURE
STATEMENT FOR CONSIDERATION BY THE OFFICE
UNDER 37 C.F.R. 1.97-1.99**

Enclosed herewith are patents and/or publications for consideration by the Patent and Trademark Office in regard to the invention claimed in the above-described application. In compliance with §1.56, such documents are listed in the enclosed Form EKC-1449.

Applicants request that the Patent and Trademark Office make of record the above-identified documents. A full text copy of each document is attached, except for copies of U.S. patents and U.S. patent application publications. For documents not in English, an English translation or an equivalent English language patent or publication may be attached. Where a translation is not available, a concise explanation of the relevance of each document not in English is included either here or in the specification.

This Information Disclosure Statement (hereinafter "Statement") is submitted according to the following selected paragraph:

- I. This Statement is being filed under §1.97(b) within three months of the filing date of the application (other than a CPA), or before the mailing of a first Office action on the merits or before the mailing of a first Office action after the filing of a request for continued examination.
- II. This Statement is being filed under §1.97(c), with fee, **prior** to the mailing date of any of a final action, a notice of allowance or an action that otherwise closes prosecution in the application. Please charge the fee required by §1.17(p) to Eastman Kodak Company Deposit Account 05-0225. A duplicate copy of this Certification is enclosed.

III. This Statement is being filed under §1.97(c), with a certification under, §1.97(e) **prior** to the mailing date of any of a final action, a notice of allowance or an action that otherwise closes prosecution in the application. The undersigned hereby states that (check one):

- each item of information contained in this Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement.
- no item of information in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this certification under §1.97(e) after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this Statement.

IV. This Statement is being filed under §1.97(d), with fee and certification under §1.97(e), on or after the mailing date of either a final action, a notice of allowance (but prior to payment of the issue fee) or an action that otherwise closes prosecution in the application. Please charge the fee required by §1.17(p) to Eastman Kodak Company Deposit Account 05-0225. A duplicate copy of this Certification is enclosed. The undersigned hereby states that (check one):

- each item of information in this Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement.
- no item of information in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this certification under §1.97(e) after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this Statement.

Respectfully submitted,



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Enclosures

If the Examiner is unable to reach the Applicant(s) Attorney at the telephone number provided, the Examiner is requested to communicate with Eastman Kodak Company Patent Operations at (585) 477-4656.

FORM EKC-1449		Atty. Docket No. 87834/TJS/EIS Customer No. 01333	Serial No. 10/823,453			
If AFTER the later date of the first Office Action or 3 months from filing, use only with Rule 97(E) Certificate or Fee						
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use several sheets if necessary)</i>		Filing Date 13 April 2004	Group 1724			
U.S. PATENT DOCUMENTS						
Examiner Initial*	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

FOREIGN PATENT DOCUMENTS						
Examiner Initial*	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
	0 384 319	08-29-1990	EP			X
	0 750 853	01-02-1997	EP			X
	1 393 893	05-14-1975	GB			X
	2 718 352	04-08-1994	FR			X

OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)	
	Natrajan et al., "Efficacy of Nisin-Coated Polymer Films to Inactivate <i>Salmonella Typhimurium</i> on Fresh Broiler Skin", Journal of Food Protection, vol. 63, no. 9, September 2000 (2000-09), pages 1189-1196, XP009042192
	Cha Dong Su et al., DATABASE BIOSIS [Online]; BIOSCIENCES INFORMATION SERVICE, 2002, "Antimicrobial Films Based on Na-alginate and kappa-carrageenan", XP002350316, Database accession no. PREV200300049865
	Hoffman K L et al., DATABASES BIOSIS [Online]: BIOSCIENCES INFORMATION SERVICE, June 2001 (2001-06), "Antimicrobial Effects of Corn Zein Films Impregnated with Nisin, Lauric Acid, and EDTA", XP002350317, Database accession no. PREV200100315943

EXAMINER	DATE CONSIDERED
<small>*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</small>	

NOT YET
AVAILABLE,
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ASAP.

6-27-07
CVN